

Re Point V.

1. In this report, reference is made to the following documents:
D1: US 5 522 367 A (KOEHLER CHRISTIAN ET AL) 4 June 1996 (06/04/1996)
D2: US 5 662 084 A (DEGUCHI YOSHITAKA ET AL) 2 September 1997
(09/02/1997)
D3: DE 44 40 640 A (ATLAS FAHRZEUGTECHNIK GMBH) 24 May 1995
(05/24/1995)
D4: US 5 889 205 A (ROESEL GERD ET AL) 30 March 1999 (03/30/1999)
D5: US 5 995 895 A (VOGEL PETER J ET AL) 30 November 1999 (11/30/1999)
D6: US 5 740 045 A (SANVIDO DAVID JEFFREY ET AL) 14 April 1998
(04/14/1998)
D7: DE 199 02 203 A (BOSCH GMBH ROBERT) 27 July 2000 (07/27/2000)
D8: EP 1 231 397 A (FORD GLOBAL TECH INC) 14 August 2002 (08/14/2002)
2. Document D1 discloses all the characterizing features of claim 1, including the load requirement that is to be expected based upon operating and environmental parameters for the internal combustion engine is estimated [sic] (see summary). Thus the present application does not fulfill the requirements of Article 33(1) PCT, since the object of claim 1 is not novel as defined by Article 33(2) PCT.
- 2.1. Documents D2-D6 also disclose the object of claim 1, as is indicated in the passages cited in the search report.
3. Document D8 discloses all the characterizing features of claim 3, including the estimation of the load requirement as a function of the position of the transmission (see abstract).
- 3.1. Document D5 discloses all the characterizing features of claim 5, including the estimate of the load requirement as a function of information regarding the position of the vehicle.
- 3.2. Thus the present application does not fulfill the requirements of Article 33(1)

PCT, since the object of claims 3 and 5 is not novel as defined by Article 33(2) PCT.

4. The object of claims 2, 4 and 6 is neither known from the prior art nor suggested by it.